

4. Plaintiff is a citizen of Texas.

5. Federated is a Minnesota corporation with its principal place of business in Owatonna, Minnesota.

6. Plaintiff's Original Petition alleges damages between \$200,000.00 and \$1,000,000.00. (Pl.'s Pet. at 1). Although Federated disputes liability and damages, it is evident from Plaintiff's Original Petition that Plaintiff asserts claims for monetary relief that, if granted, would exceed \$75,000.00. Therefore, based on Plaintiff's claims for damages, the amount in controversy requirement is satisfied. All requirements are met for removal under 28 U.S.C. §§ 1332 and 1441(b).

7. Pursuant to 28 U.S.C. § 1446(d), a copy of this notice of removal will be filed with the Clerk of the 73rd Judicial District Court of Bexar County, Texas and all parties.

8. All pleadings, process, orders, and other filings in the state court action are attached to this notice as required by 28 U.S.C. § 1446(a). Those filings consist of the following:

Exhibit A: Plaintiff's Original Petition, Civil Case Information Sheet, and Citation; and

Exhibit B: The docket sheet (no orders have been signed in the state court action).

PRAYER

Defendant, Federated Mutual Insurance Company, respectfully prays the state court action be removed from the 73rd Judicial District Court of Bexar County, Texas to the United States District Court for the Western District of Texas, San Antonio Division, pursuant to 28 U.S.C. §§ 1332, 1441, and 1446.

Respectfully submitted,

COZEN O'CONNOR, P.C.

/s/ Kendall Kelly Hayden

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**ATTORNEYS FOR DEFENDANT
FEDERATED MUTUAL INSURANCE
COMPANY**

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of October, 2018, a true and correct copy of the forgoing instrument was served upon the following counsel of record via certified mail/return receipt requested and electronic mail:

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***Attorneys for Plaintiff Yesenia Brothers, Individually and
a/n/f of Kourtnee Evans, A Minor***

/s/ Kendall Kelly Hayden

Kendall Kelly Hayden